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Image Problem Mailbox.

03-15-02

DAC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Chunshan Song; Jian-Ping Shen;) PATENT
 Lawrence D. Lillwitz) APPLICATION
)
 APPLICATION 09/771,876) Group Art Unit:
 NO.:) 1764
)
 FILED: January 29, 2001) Petitions Attorney:
) Douglas I. Wood
)
 FOR: Selective Methylation Catalyst, Method of) Attorney Docket No.:
 Catalyst)
 Manufacture and Methylation Process) 38,058
)

RECEIVED
 MAR 18 2002
 OFFICE OF PETITIONS

Statement Requesting Reconsideration of Petition for Revival of
Unavoidably Abandoned Application Under 37 CFR §1.137(a), or in the
alternative, Accompanying Petition for Revival of Unintentionally
Abandoned Application Under 37 CFR §1.137(b)

ATTN: Office of Petitions
 Assistant Commissioner
 for Patents
 Box DAC
 Washington, D.C. 20231

CERTIFICATE OF EXPRESS MAILING	
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS EXPRESS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231	
on <u>3-14</u>	2002 By <u>Carol A. Wilson</u> (Signature)
EV022454944US	
<u>CAROL A. WILSON</u> (Typed or Printed Name of Person Signing Certificate)	

Sir:

This paper responds to the Dismissal of Applicants' Petition for Revival of Unavoidably Abandoned Application mailed to Applicants' attorney by the Office of Petition on January 10, 2002.

ANY ADDITIONAL FEES REQUIRED
CHARGE TO DEPOSIT ACCOUNT
 NO. 01-0528

Applicants' Attorney appreciates Petitions Attorney Wood's prompt response to the previous petition, and his courtesy extended to Applicant's Attorney in the teleconference of March 14, 2002.

As a result of that discussion, Applicants respectfully request reconsideration of the dismissal of their original Petition for Revival of Unavoidably Abandoned Application. In the alternative, if that petition is not granted in light of the additional information provided herein, Applicants request grant of the accompanying Petition for Revival of an Unintentionally Abandoned Application.

Applicants note for the record that a complete response to the Notice of Missing Parts in this case was filed concurrently with Applicant's Petition for Revival of Unavoidably Abandoned Application on December 11, 2001, and that copies of all papers filed in connection with that Petition have been included in this mailing for the Petition Attorney's convenience.

Remarks

The chronology of events in this case is set forth in Applicants' Petition for Revival of Unavoidably Abandoned Application mailed on December 11, 2001. That Petition is incorporated by reference in this response.

Since dismissal of Applicants' Petition for Revival of an Unavoidably Abandoned Application, Applicants' attorney has again searched the files associated with this case and found no evidence whatsoever either in Applicants' computer records or on the file jacket that the Notice of Missing Parts purportedly mailed to Applicants Docket Group was ever received by that Group.

Exhibit A is a true and correct copy of the front page of the file jacket for the subject application. The only entry corresponding to the Notice of Missing Parts is that of Ms. Carol Wilson of our Docket Group. This entry was made after Applicants obtained a copy of the file history in December, when Applicants first obtained a copy of the Notice of Missing Parts by hiring an agent to search the PTO files (see prior Petition). As can be seen from that entry, the Notice of Missing Parts is noted as "not rcd." The jacket also shows the filing of Applicants' Status Inquiry and filing of the initial petition.

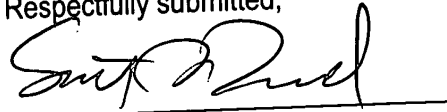
Exhibit B is an original computer printout from Applicants' docket system concerning this case. As can be seen on Exhibit B under the ****ACTIONS**** section, the Notice of Missing Parts dated March 29, 2001 was obtained by ordering a file history, and that a response to the Notice of Missing Parts was filed with Applicants' prior petition.

Applicants have diligently attempted to prosecute this case. As evidenced in the prior petition, Applicants, of their own initiative, (i) filed a Status Inquiry when the Notice of Missing Parts seemed overdue, (ii) ordered a search of the PTO records when they did not receive a response to the Status Inquiry, and (iii) filed the original Petition, again at their own initiative and despite not having received any Notice of Abandonment from the PTO. Applicants' Attorney avers that all delay from the time the Notice of Missing Parts should have been responded to until now was unavoidable, and in any event unintentional.

Applicants therefore request reconsideration and grant of their original Petition for Revival of an Unavoidably Abandoned Application. If the Petition Attorney decides to dismiss or not reconsider that petition, Applicants then ask that the Petition for Revival of an Unintentionally Abandoned Application be granted, and that any fees required in connection with the reconsideration or second Petition be charged to Applicants' Deposit Account Number 01-0528.

The Petitions Attorney is encouraged to contact Applicants' Attorney directly by phone at the Petitions Attorney's convenience if it would in any way expedite review this matter.

Respectfully submitted,



Scott P. McDonald
Attorney for the Applicants
Registration Number 34,871
(312) 856-5945

Correspondence Address:
BP Corporation North America Inc.
Docket Clerk, Law Department, MC 2207A
200 East Randolph Drive
Chicago, IL 60601-7125



#6

THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Chunshan Song; Jian-Ping Shen;) PATENT APPLICATION
Lawrence D. Lillwitz)
)
APPLICATION NO.: 09/771,876) Group Art Unit: 1764
)
FILED: 08/21/00) Examiner: Unknown
)
FOR: Selective Methylation Catalyst, Method of Catalyst) Attorney Docket No. 38,058
Manufacture and Methylation Process)
)

RECEIVED
MAR 18 2002
OFFICE OF PETITIONS

**Petition for Revival of Unavoidably Abandoned Application Under 37-CFR
§1.137(a)**

ATTN: Office of Petitions
Assistant Commissioner
for Patents
Box DAC
Washington, D.C. 20231

CERTIFICATE OF EXPRESS MAILING	
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS EXPRESS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231	
on <u>12-11</u> 2001	By <u>Carol A. Wilson</u> (Signature)
<u>CAROL A. WILSON</u> Typed or Printed Name of Person Signing Certificate)	

EL744368226US

Sir:

This petition is filed under the provisions of 37 CFR §1.137(a) concerning the revival of an unavoidably abandoned application.

Applicants filed the captioned case on January 29, 2001. A copy of the postcard returned from the USPTO in connection with the filing is attached as Exhibit A.

On July 20, 2001, Applicants mailed a Status Inquiry to the Office stating that Applicant had not received a Filing Receipt or a Notice to File Missing Parts. A copy of the Status Inquiry and postcard returned by the PTO are attached as Exhibit B. No response to the Status Inquiry was received by Applicants.

ANY ADDITIONAL FEES REQUIRED
CHARGE TO DEPOSIT ACCOUNT
NO. 01-0528

Having received no communication for the PTO, Applicants commissioned the firm of Bonini and Kent to inspect and make files of the application. A copy of Applicants' Power to Inspect and Make Copies is attached as Exhibit C.

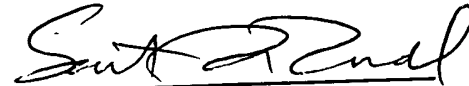
Among the copies obtained by Bonini and Kent was a copy of a Notice to File Missing Parts of Nonprovisional Application mailed March 29, 2001. Although the Notice was addressed to Applicants' correct mailing address, the Notice was not received by Applicants. A copy of the Notice to File Missing Parts of Nonprovisional Application is attached as Exhibit D.

Applicants believe that the PTO will consider the captioned case abandoned for failure to respond to the Notice to File Missing Parts of Nonprovisional Application. Because Applicants could not file Applicants' declarations prior to obtaining a copy of the Notice, Applicants believe the case is unavoidably abandoned, and hereby petition for its reinstatement.

Applicants respectfully submit that the foregoing facts satisfy the requirements of 37 CFR §1.137(a) (3). Applicants also contemporaneously herewith submit a response to the Notice to File Missing Parts of Nonprovisional Application (including the Declarations and a check in the amount of \$130.00), thereby satisfying the requirement of providing a complete response to the PTO as required by 37 CFR §1.137(a) (3). A check in the amount of \$110.00 for the Petition as required by 37 CFR §1.137(a) (2) also is enclosed.

In view of the foregoing, Applicants respectfully request grant of their petition for prompt reinstatement of the captioned application.

Respectfully submitted,



Scott P. McDonald
Attorney for the Applicants
Registration Number 34,871
(312) 856-5945

Correspondence Address:
BP Corporation North America Inc.
Docket Clerk, Law Department, MC 2207A
200 East Randolph Drive
Chicago, IL 60601-7125

SPM/Can

Hon. Commissioner of Patents
Washington, DC 20231

DATE: 26-01

11000 U.S. PTO

09/771876

PLEASE STAMP DATE RECEIVED AND RETURN THIS CARD

Type:

ORIGINAL

DIVIS.

CONTIN.



PRO

01/29/01

Case No.:

34 059

Inventor(s):

Sony et al

Title:

Selective Methylation Catalyst Method of
Catalyst Manufacture & Methylation Process

Pages of Spec.:

19

Claims:

44

Drawings:

X

Sheets:

5

Other:

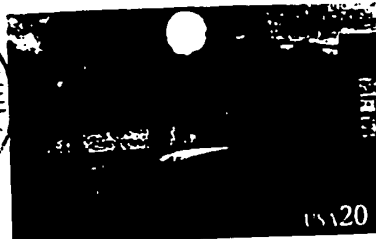
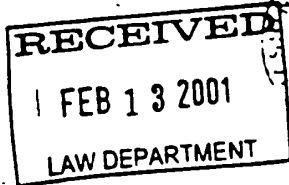
Fee:

\$ 1,222.00

Check No.:

016677

~~Other Declaration Attached~~



BP Amoco Corporation

Law Department

Post Office Box 87703

Chicago, IL 60680-0703

Mail Code 1803A 2207A

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OFFICE OF PETITIONS



(EXHIBIT A)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Chunshan Song;) PATENT APPLICATION
Jian-Ping Shen; Lawrence D. Lillwitz)
APPLICATION NO.: 09/771,876) Group Art Unit: Unknown
)
FILED: January 29, 2001) Examiner:
) Unknown
)
FOR: Selective Methylation Catalyst,) Attorney Docket No.:
Method of Catalyst Manufacture and) 38,058
Methylation Process)
)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231

on 1 29 2001

By

Paul A. Wilson
(Signature)

Paul A. Wilson
(Typed or Printed Name of Person Signing Certificate)

STATUS INQUIRY

Assistant Commissioner for Patents
Washington, D.C. 20231

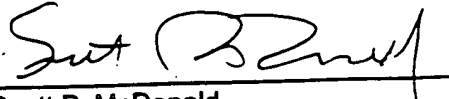
Sir:

This is an inquiry regarding the status of the above-identified patent application. Thus far, Applicants have not received a Filing Receipt or a Notice to File Missing Parts from the U.S. Patent and Trademark Office regarding the subject patent application.

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MAR 18 2002
OFFICE OF PETITIONS

The subject application was filed January 29, 2001 and Information Disclosure Statement was filed on March 23, 2001. A copy of the return receipt card for the application and the Information Disclosure Statement is attached hereto.

Respectfully submitted,



Scott P. McDonald
Attorney for the Applicants
Registration Number 34,871
(312) 856-5945
(312) 856-4972 (fax)

Correspondence Address:
BP Corporation North America Inc.
Docket Clerk, Law Department, M.C. 2207A
200 East Randolph Drive
Chicago, Illinois 60601-7125

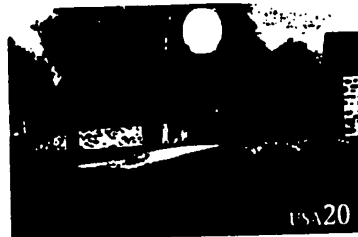
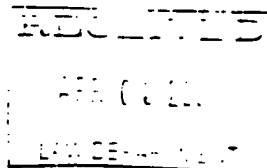
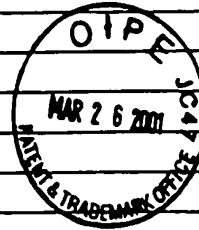
Hon. Commissioner of Patents
Washington, DC 20231



SPM/CW
DATE: 3-23-01

PLEASE STAMP DATE AND RETURN THIS CARD

Case No.: 95009 Serial No.: 69/771 476 Pat. No.:
Inventor(s): Wang et al Issue Fee:
Amendment: Notice of Appeal:
Assignment & Fee: Petition & Fee:
Associate Power of Attorney: Terminal Disclaimer:
Brief & Fee: Drawings:
Cert. of Correction: CPA:
Extension of Time: Other:
Information Disclosure: X form 1449 +
Reference



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MAR 18 2002

OFFICE OF PETITIONS

BP Amoco Corporation

Law Department

Post Office Box 87703
Chicago, IL 60680-0703

Mail Code 1999A 22076



(EXHIBIT B)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: SONG ET AL.

) DATE OF ALLOWANCE:

APPLICATION NO.: 09/771,876

) Batch No.:

Confirmation No.:

) Group Art Unit:

FILED: January 29, 2001

) Examiner:

FOR: SELECTIVE METHYLATION
CATALYST, METHOD OF
CATALYST MANUFACTURE AND
METHYLATION PROCESS

) Attorney Docket No.:

) 38,058

POWER TO INSPECT AND MAKE COPIES

Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

Please permit the firm of Bonini & Kent, including but not limited to
Janice Kent, to inspect and make copies of the subject application.

RECEIVED

MAR 18 2002

OFFICE OF PETITIONS

Respectfully submitted,

Correspondence Address:

BP America Inc.

BP Legal, M.C. 2207A

200 East Randolph Drive

Chicago, Illinois 60601



Scott P. McDonald

Attorney for the Applicants

Registration Number 34,871

(312) 856-5945



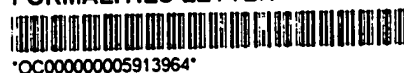
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY'S FEE NUMBER
09/771.876	01/29/2001	Chunshan Song	38,058

CONFIRMATION NO. 9020

FORMALITIES LETTER



OC000000005913964

BP Amoco Corporation
Docket Clerk, Law Department, M.C. 2207A
200 East Randolph Drive
Chicago, IL 60601-7125



Date Mailed: 03/29/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

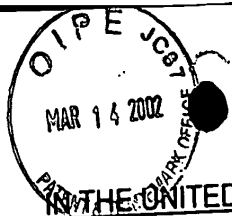
A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY

(EXHIBIT D)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Chunshan Song;) PATENT APPLICATION
Jian-Ping Shen; Lawrence D. Lillwitz)
APPLICATION NO.: 09/771,876) Group Art Unit: 1764
FILED: January 29, 2001) Examiner:
) Unknown
FOR: Selective Methylation Catalyst,) Attorney Docket No.:
Method of Catalyst Manufacture and) 38,058
Methylation Process)

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Commissioner
for Patents
Washington, D.C. 20231

CERTIFICATE OF EXPRESS MAILING	
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS EXPRESS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231	
on 12-11	2001 By <u>Carol A. Wilson</u> (Signature)
<u>Carol A. Wilson</u> (Typed or Printed Name of Person Signing Certificate)	

62 744 308 226 US

In response to the Notice to File Missing Parts of Nonprovisional Application, indicating a mailing date of March 29, 2001, please find enclosed the Declarations for Patent Application for Song et al., Application No. 09/771,876, filed January 29, 2001, along with the required fee of \$130.00.

Please note that this paper is filed contemporaneously with the Petition for Revival of Unavoidably Abandoned Application Under 37 CFR §1.137(a) mailed by Applicants with this paper, a copy of which is attached hereto.

Correspondence Address:
BP America Inc.
Docket Clerk, Law Department, M.C. 2207A
200 East Randolph Drive
Chicago, Illinois 60601-7125

ANY ADDITIONAL FEES REQUIRED
CHARGE TO DEPOSIT ACCOUNT
NO. 01-0528

Respectfully submitted,

Scott P. McDonald
Attorney for the Applicant(s)
Registration Number 34,871
(312) 856-5945

YCV83366

Amoco Corporation

020337

Chicago, Illinois

2-1/710

Date: December 11, 2001

Pay to the order of

Honorable Commissioner of Patents

130.00

Payable through

The First National Bank of Chicago, Chicago, Illinois

One Hundred Thirty and No/100th

Dollars

Charge
to the
account
of

745075 - 5031018 (PR1) CN 38,058

Missing Parts

SN 09/771,876

Amoco Corporation
Patent Draft Account

Carol A. Wilson

NOT NEGOTIABLE



38.058
US

BP AMOCO CORPORATION

INVENTORS: Christopher W. Chen

John P. Chen
Lawrence D. Sullivan



ATTORNEY: SPM

TITLE: Selective Methylation Catalysts, Method of
Catalyst Manufacture and Methylation Process

ORIGINAL CONTINUATION DIVISION C-I-P CPA P.C.T. DESIGN PRO

Employees of Penn State University

FILING DATA: SERIAL NO. 09/771,876 DATE FILED: 1-29-01

ASSIGNMENT RECORDED: (date) _____ REEL: _____ FRAME: _____

RELATED APPLICATIONS

joint ownership (FOREIGN FILINGS ARE LISTED ON BACK OF FOLDER)

PATENT DATA: ALLOWED: (date) _____ ISSUE FEE: (date paid) _____

PATENT NO. _____ ISSUE DATE: _____ EXPIRES: _____

PUBLICATION NO. _____ DATE: _____

OFFICE ACTIONS

AMENDMENTS

	March 23, 2001 - <u>MOS</u>
	July 20, 2001 - <u>Status Beginning</u>
March 29, 2001 - <u>Notice to</u>	Dec 11, 2001 - <u>Petition to</u>
<u>file Missing Parts (not</u>	<u>Review Unavoidably Absent</u>
<u>see) - Resp due 8-29-01</u>	<u>Appln</u>
	Dec 12, 2001 - <u>Missing Parts</u>
Jan 10, 2002 - <u>Petition</u>	
<u>Dismissed</u>	

BEST AVAILABLE COPY

EXHIBIT A

01/16/2002

Patent Information Print

EYHBTB

Page: 1

Case No	38058-00	Conv Type	First Filed Case
Country	United States	Tax Base Dt	
Case Type	Regular	Next Tax Dt	
Relation Typ	Original Filing	Sec. Atty.	
Filing Type	National	Outside Firm	
Attorney	MCDONALD, Scott P.	Current Owne	BP Amoco Corporation
Agent		Previous Own	
Division	NDA/NDC/Fine Acids	Specialist	
Business Uni	CH Performance Chemicals	Specialist 2	
Cost Cntr	Law-Chemicals-Intellectual	Source Co.	
Interf/Reexm		Ag Ref No	
Status	Filed	Technology	
First Filing	01/29/2001	Value Rating	
Sub Stat	Petition	Patent Type	
Sub Stat Dt	12/11/2001	Patent Type	
Parent Count		Patent Type	
Parent Filin		Rec-Storage#	
Parent No		Filing Compl	12/14/2001
Parent Grant		Cross Ref	
Total Claims		Joint Owner	Penn State University
Ind. Claims		OSF Ref. No.	
Application	09/771876	U.S. Confirm	
Application	01/29/2001	Verified	N
Patent No		Customer	AXPP
Grant Dt		Create Dt	01/29/2001
Publication		Update Dt	01/10/2002
Publication		Update Tm	1125
Assigned	Assignment Made	Update User	CAW
Expiration D		Update Type	

** Actions **

Action	PRIOR ART DUE	Comp Dt	03/23/2001
Base Date	01/29/2001	Stat. Ck. Dt	
Act Due Date	04/29/2001		

Action	US-MISSING PART	Comp Dt	12/11/2001
Base Date	03/29/2001	Stat. Ck. Dt	
Act Due Date	05/29/2001		

Act Notes Ordered copy of file history; obtained copy of Notice dated 03/29/01; Response filed 12/11/01 with Petition to Revive Unavoidably Abandoned Appln

Action	FOR FIL 6/9 MO	Comp Dt	
Base Date	01/29/2001	Stat. Ck. Dt	
Act Due Date	07/29/2001		

Act Notes 6 mo reminder

Action	FOR FIL 6/9 MO	Comp Dt	
Base Date	01/29/2001	Stat. Ck. Dt	
Act Due Date	10/29/2001		

Act Notes 9 mo reminder

Action	FOR FIL 10 MO	Comp Dt	
Base Date	01/29/2001	Stat. Ck. Dt	
Act Due Date	11/29/2001		

Patent Information Print

01/16/2002

Action FOR FIL 11 MO
 Base Date 01/29/2001
 Act Due Date 12/29/2001

Comp Dt
 Stat. Ck. Dt

Act Notes

Action AWAIT NOTICE
 Base Date 01/29/2001
 Act Due Date 12/29/2001

Comp Dt 11/27/2001
 Stat. Ck. Dt

Act Notes Await Notice to File Missing Parts
 Status Inquiry 07/20/01

Action AWAIT RECEIPT
 Base Date 01/29/2001
 Act Due Date 12/29/2001

Comp Dt
 Stat. Ck. Dt

Act Notes Routed to SPM 06/27/01
 Status Inquiry 07/20/01

Action FOR DUE-12 MO.
 Base Date 01/29/2001
 Act Due Date 01/29/2002

Comp Dt
 Stat. Ck. Dt

Act Notes File routed 10/19/01
 Note sent 11/27/01

Action AWAIT DECISION
 Base Date 12/11/2001
 Act Due Date 06/11/2002

Comp Dt
 Stat. Ck. Dt

Act Notes Await Decision on Petition to Revive

** Expenses **

Exp Filing fee
 Amt 1222
 Posted Date 02/01/2001
 Invoice Dt. 01/29/2001
 Inv No

Check No. 019977
 Percent 0
 Business Uni
 Ext Amt .00

Exp Prosecut'n
 Amt 110
 Posted Date 01/02/2002
 Invoice Dt. 12/11/2001
 Inv No

Check No. 020336
 Percent 0
 Business Uni CH Performance Chemicals
 Ext Amt .00

Exp Late Fees
 Amt 130
 Posted Date 01/02/2001
 Invoice Dt. 12/11/2001
 Inv No

Check No. 020337
 Percent 0
 Business Uni CH Performance Chemicals
 Ext Amt .00

Exp Filing fee
 Amt 40
 Posted Date 01/02/2002
 Invoice Dt. 12/14/2001
 Inv No

Check No. 020341
 Percent 0
 Business Uni CH Performance Chemicals
 Ext Amt .00

01/16/2002

Patent Information Print

Page: 3

Exp	Awards	Check No.	
Amt	400	Percent	0
Posted Date	01/10/2002	Business Uni	
Invoice Dt.		Ext Amt	.00
Inv No			

** Inventors **

Inventor	Song, Chunshan	Assigned	
Inventor	Shen, Jian-Ping	Assigned	
Inventor	Lillwitz, Larry D.	Assigned	12/14/2001

** Title **

Title	SELECTIVE METHYLATION CATALYST, METHOD OF CATALYST MANUFACTURE AND METHYLATION PROCESS
-------	---

** Dkt. Comments **

Text	Song and Shen assigned application to Penn State Lillwitz assigned to BP Amoco
------	---

#7



PTO/SB/64 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Docket Number (Optional)
38058

First named inventor: Chunshan Song

Application No.: 09/771,876

Art Unit: 1764

Filed: January 29, 2001

Examiner: Unknown

Title: Selective Methylation Catalyst, Method of Catalyst
Manufacture and Methylation Process

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the
expiration date of the period set for reply in the Office notice or action plus an extensions of time
actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity-fee \$_____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1,280.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of Response to Notice of Missing Parts (identify type of reply):

☒ has been filed previously on December 11, 2001
☐ is enclosed herewith.

B. The issue fee of \$_____

☐ has been paid previously on _____
☐ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC
20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**ANY ADDITIONAL FEES REQUIRED
CHARGE TO DEPOSIT ACCOUNT
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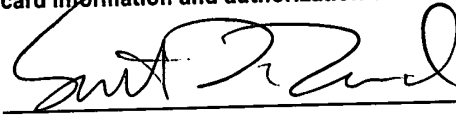
3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

March 14, 2002
Date


Signature

Telephone
Number: (312) 856-5945

Scott P. McDonald

Typed or printed name

200 E. Randolph, M/C 2201

Address

Chicago, Illinois 60601

Enclosures: ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

3-14-02

Date


Signature

CAROL A. WILSON

Type or printed name of person signing certificate

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